



**CITY COUNCIL
MEETING MINUTES**

APRIL 5, 2010 7:30 PM

I. CALL TO ORDER

A. Flag Salute

Mayor Lewis called the meeting to order at 7:30 p.m. and led those in attendance in the Pledge of Allegiance.

B. Roll Call

Councilmembers present: Rich Wagner, Sue Singer, Nancy Backus, Bill Pelosa, Lynn Norman, Virginia Haugen, and John Partridge.

Staff members present: Chief of Police Jim Kelly; City Attorney Daniel B. Heid; Human Resources and Risk/Property Management Director Brenda Heineman; Parks, Arts and Recreation Director Daryl Faber; Information Services Director Lorrie Rempher; Acting Planning and Development Director Kevin Snyder; Public Works Director Dennis Dowdy; Financial Planning Manager Karen Jester; Assistant City Attorney Steve Gross; Executive Assistant Tamie Bothell; Human Services Manager Michael Hursh; Theater Operations Coordinator Jim Kleinbeck; Environmental Protection Manager Chris Andersen; Environmental Planner Jennifer Shih; and Deputy City Clerk Cathy Richardson.

C. Announcements and Appointments

1. Announcements

- a) Coronation of 2010 Miss Auburn Hayley McJunkin**
Councilmember Backus announced that Lindsey Tosch, who was crowned Miss Auburn 2010 on February 5, 2010, has relinquished her crown due to personal reasons. In the event that Miss Auburn is unable to fulfill her duties and year of service, the first runner-up shall assume the duties and responsibilities

of Miss Auburn. Miss Auburn first runner-up, Hayley McJunkin graciously accepted the title.

Councilmember Backus introduced Miss Washington 2009 Devanni Partridge, Miss Auburn 2009 Allie Wallace, and pageant Master of Ceremonies Michael Hursh who assisted in the coronation of Miss Auburn 2010 Hayley McJunkin.

Master of Ceremonies Hursh reported that, as Miss Auburn 2010, Miss McJunkin is the recipient of the following:

- Scholarship in the amount of \$4,000 sponsored by the Longhorn Barbeque and the Miss Auburn Scholarship Program
- \$400 Finalist Talent Award
- Crown
- Banner
- Coat provided by Rottle's Clothing and Shoes
- \$2,500 wardrobe grant provided by the Miss Auburn Scholarship program
- Crown box provided by Becky Martin
- Autograph pads provided by The Print Shop
- Photo provided by Select Photography
- Handmade thank-you cards and postage provided by Kathy Lewis, Donna Hamilton and Nancy Backus
- Entrance into the Miss Washington Scholarship Pageant in July 2010
- One-year of basic skin care provided by Jackie Holden, Mary Kay Cosmetics
- Spa, pedicure and nails provided by Safari Nails and Nail zone
- One-year fitness training and tanning sessions provided by Vision Qwest
- Sponsorship by Segale Properties

Miss McJunkin was joined by Miss Auburn Little Sisters Cassidy Lynnville and Alexis Wynn. Miss McJunkin's Lady's Advisor was Charolotte Fellers.

With much ado, Master of Ceremonies Hursh pronounced Hayley McJunkin as Miss Auburn 2010. Miss Partridge and Miss Wallace assisted in the crowning of Miss Auburn 2010 Hayley McJunkin.

Miss McJunkin thanked those present for attending her coronation and for supporting her endeavors. Miss McJunkin expressed great excitement to serve the Auburn community in her role as Miss Auburn 2010, to speak of her platform which is understanding, preventing and recovering from a stroke, and her pleasure in representing Auburn in the Miss Washington pageant.

Mayor Lewis reported that the Miss Auburn Scholarship Program is the largest local program of the Miss America Pageant within the United States.

Councilmember Backus announced that the Miss Washington Pageant will be held on July 10-11, 2010 at Highline Performing Arts Center. Councilmember Backus expressed community pride in the accomplishments of 2009 Miss Washington Devanni Partridge and 2009 Miss Auburn Allie Wallace. Councilmember Backus also announced that Miss McJunkin will retain the \$1,500 scholarship she was awarded as 2010 Miss Auburn First Runner-up in addition to the \$4,000 she receives as Miss Auburn 2010.

b) Proclamation - "Week of the Young Child"

Mayor Lewis read the proclamation and declared the week of April 12 – 16, 2010 as the "Week of the Young Child" in the city of Auburn.

Mayor reported that he met with Auburn School District representatives to discuss new early learning programs for elementary school students and efforts to provide the programs via the government TV channel and courses via the internet.

c) Proclamation - "YMCA Healthy Kids Day"

Mayor Lewis read the proclamation and declared April 17, 2010 as the "YMCA Healthy Kids Day" in the city of Auburn.

Mayor Lewis presented the proclamation to YMCA representatives Leslie Gill and Amy Jann.

Mr. Gill reported that there will be over sixty free events provided at the YMCA Healthy Kids Day and invited the community to attend the event. Green River Community College will also be in attendance.

d) Suburban Cities Association (SCA) Update

Mayor Lewis reported that the SCA represents thirty-seven cities comprised of a population of approximately one million people. Mayor Lewis introduced SCA Executive Director Karen Goroski and SCA Board of Directors President Ken Hearing, Mayor of North Bend.

Mayor Hearing reported on his attendance at the SCA 2004 retreat in La Conner where he voiced his concerns with regard to SCA representation of his city. He also spoke regarding the powerful transformation of the SCA and its many facets. Mayor Lewis was the first chair of the newly formed SCA Public Issues Committee. Mayor Hearing commended the efforts of Mayor Lewis and his contributions to the SCA which has become a highly respected entity. It is because of people like Mayor Lewis that the SCA was able to attract the fine directorship of Ms. Goroski. Under the leadership of Mayor Lewis as President of the SCA Board of Directors, the SCA was able to curtail impacts to cities due to King County budgetary cuts and has increased communications with King County officials by conducting monthly SCA Leadership meetings with the King County Executive and King County Council Chair. Mayor Hearing thanked Mayor Lewis for his mentorship and increasing the visibility and credibility of the SCA. On behalf of the SCA, Mayor Hearing presented Mayor Lewis with a clock as a token of appreciation for his service as SCA Board of Directors President.

Mayor Lewis commended the efforts of SCA and its outstanding work for all communities within its membership. SCA has garnered the respect of

county and state entities which seek SCA advice and counsel. Each president builds another level and raises the bar of the SCA. Mayor Lewis expressed his appreciation for the honor bestowed by the SCA.

SCA Executive Director Karen Goroski distributed the SCA 2009 Annual Report and reviewed the organizational chart. The SCA is a private, non-profit organization which has appointing authority for twenty-nine committees which are comprised of 131 representatives. Director Goroski spoke briefly regarding the creation of SCA public policy positions and the Public Issues Committee which makes SCA policy position recommendations to the Board of Directors. The SCA Board's adopted policy positions provide direction for SCA appointees to regional boards and committees. All SCA members have equal voting rights regardless of city size.

Director Goroski reported that the SCA has two substantial issues this year including transit. Director Goroski spoke regarding SCA representation on the King County Regional Transit Task Force which is comprised of thirty-one members and was formed in an effort to obtain geographic representation and balance. Director Goroski reviewed the SCA guiding principals for King County transit services and spoke briefly regarding a background paper on transit subarea allocation also known as 40/40/20 and how the distribution of transit services came to be. The other issue that SCA is working on is the Countywide Planning Policies, especially those relating to transit. The objective of the Regional Transit Task Force is to come to a consensus with regard to new transit policy in King County in order to advocate for a funding mechanism.

e) Presentation of Prisoner of War/Missing in Action (POW/MIA) Flag

Councilmember Pelosa presented a POW/MIA flag which was repaired by his wife, Joyce Pelosa, to City of Auburn.

Mayor Lewis thanked Bill and Joyce Pelozza for their service to the City of Auburn.

Mayor Lewis listed the King County regional committees in which the City Council participates including:

- Regional Policy Committee
- Regional Transit Committee
- Regional Water Quality Committee
- Puget Sound Regional Council Executive Board and Operations Board
- Growth Management Board
- Regional Economic Development District
- Growth Management Planning Council
- Regional Law and Justice Committee
- Committee to End Homelessness
- King County BMS Advisory Task Force
- Solid Waste Advisory Committee
- Emergency Management Advisory Committee
- Interagency Council to End Homelessness
- Enterprise Seattle
- Jail Administration Group
- King County Flood Control Advisory Committee
- Radio Executive Policy Committee
- Mental Health and Drug Dependency Oversight Committee

Mayor Lewis reported that the City Council also participates in many Pierce County, state and national committees and commended their efforts on behalf of the City of Auburn.

2. Appointments

There was no appointment for Council consideration.

D. Agenda Modifications

Agenda modification includes removal of Resolution No. 4588 from the agenda.

II. CITIZEN INPUT, PUBLIC HEARINGS & CORRESPONDENCE

A. Public Hearings

No public hearing was scheduled for this evening.

B. Audience Participation

This is the place on the agenda where the public is invited to speak to the City Council on any issue. Those wishing to speak are reminded to sign in on the form provided.

Matthew Carey, 32016 225th Avenue SE, Auburn

Mr. Carey spoke on behalf of Allied Waste regarding the Leadership Institute of South Puget Sound. As participants, they were assigned a project to do something for the community. His group selected Cash for Cleanliness in connection with the Auburn Food Bank which is in need, not only of food items, but of hygiene items including toothbrushes, soap, shampoo, deodorant, and other personal care products. Mr. Carey encouraged the community to contribute not only in April, but throughout the year.

Mayor Lewis proudly pointed out that the Leadership Institute of South Puget Sound was founded by Councilmember Lynn Norman.

John Baretto, 15727 NE 144th, Woodinville

Mr. Baretto spoke in favor of lifting the floodplain moratorium. Mr. Baretto spoke regarding delay of his permit which he applied for in 2008 and extra expenses his tenant incurred due to the moratorium.

Laura Moser, Waste Management, 701 2nd Street NW, Auburn

Ms. Moser spoke on behalf of Waste Management and distributed the 2009 City of Auburn Annual Report. Ms. Moser reported that in 2009 Auburn residents, businesses, and multi-family units recycled over 10,000 tons of materials. By recycling and composting, Auburn prevented 5,800 metric tons of greenhouse gas from being created. This is equivalent to removing 3,900 cars from the roadway or conserving 2,417,208 gallons of gasoline each year. In 2009, Waste Management opened a public fueling station for compressed natural gas which fuels over 200 cars ranging from City and private vehicles to taxi-cabs. Waste Management is working to become the first industrial fleet to gain Evergreen Fleet certification by the Clean Cities Program which certifies equipment based on emission reduction and alternative fuel programs. Waste Management was the first to hire a consultant to conduct recycling audits on materials collected in Auburn in an effort to provide education and increase diversion. Waste Management works

behind the scenes at many City of Auburn events such as Clean Sweep, Sidewalk Sale, Auburn International Farmers Market, KidsDay, and Auburn Good Ol' Days. Waste Management is also a member of the Auburn Chamber of Commerce and sponsored the Chamber's 2009 annual Banquet Awards dinner and the Recognition of Service dinner. Also, in 2009 Waste Management employees opted to donate the employee's holiday celebration funds of \$1,000 to the Auburn Food Bank. Waste Management has continued to invest in research and development projects that are changing the industry.

C. Correspondence

There was no correspondence for Council review.

III. COUNCIL COMMITTEE REPORTS

A3.7.6

A. Municipal Services

Chair Peloza reported that the Municipal Services Committee met on March 22, 2010 at 4:00 p.m. The Committee discussed and recommends approval of Ordinance No. 6300 regarding controlled substances. The Committee also discussed Resolution No. 4577 regarding the City's flexible benefits plan, Ordinance No. 6299 on the 2009-2010 Biennial Budget amendment, animal control and rescue, and the Committee matrix including towing and the dangerous dogs ordinances. The next regular meeting of the Municipal Services Committee is scheduled for April 12, 2010 at 4:00 p.m.

B. Planning & Community Development

Vice Chair Backus reported that the Planning and Community Development Committee met on March 22, 2010 at 5:00 p.m. The Committee discussed and recommends approval of Resolution No. 4584 on the Fenster Levy Setback and Restoration Phase II grant and Ordinance No. 6295 on amendment of floodplain and flood hazard regulations. The Committee also discussed Mary Olson Farm restoration, parking lot and lighting, Resolution No. 4582, Ordinance No. 6299, and the Committee matrix. The next regular meeting of the Planning and Community Committee is scheduled for April 12, 2010 at 5:00 p.m.

C. Public Works

Chair Wagner reported that the Public Works Committee met this afternoon at 3:30. The Committee discussed and recommends approval of contract administration items. The Committee also

discussed Resolution No. 4582 for setting a public hearing on a vacation of right-of-way, Resolution No. 4587 on the A Street NW Extension project, Fenster Levy Setback project, Ordinance No. 6275, parking on landscape strips, update on plans for arterial and arterial collector pavement preservation, and capital projects status report. The next regular meeting of the Public Works Committee is scheduled for April 19, 2010 at 3:30 p.m.

D. Finance

Chair Backus reported that the Finance Committee met this evening at 6:00. The Committee discussed and recommends approval of claims and payroll vouchers, Ordinance No. 6299, Ordinance No. 6300, Resolution No. 4577, and Resolution No. 4578 regarding an agreement with the City of Federal Way for joint resources for conservation management. The Committee also discussed Resolution No. 4587. The next regular meeting of the Finance Committee is scheduled for April 19, 2010 at 6:00 p.m.

E. Community Center

Chair Wagner reported that the Community Center Committee has not met since the last City Council meeting.

F. Downtown Redevelopment

Chair Norman reported that the next meeting of the Downtown Redevelopment Committee is scheduled for April 12, 2010 at 4:00 p.m. in Room No. 2 on the second floor of the City Hall Annex located at One East Main Street in Auburn.

G. Council Operations Committee

Chair Wagner reported that the Council Operations Committee met on March 29, 2010 at 4:00 p.m. to discuss Council rules and procedures, Council committee reporting policy, clarifying roles of committee chairs, and email communications. No future meeting is scheduled at this time.

IV. REPORTS

At this time the Mayor and City Council may report on significant items associated with their appointed positions on state, regional and local organizations.

A. From the Council

Deputy Mayor Singer reported that she serves on Puget Sound Regional Council (PSRC) Executive Committee and is chair of PSRC Nominating Committee. She chaired the Committee of the

Whole meeting at which they received an update from PSRC Transportation Director Charlie Howard on the Transportation 2040 Plan, an update from Washington² Advocates, and a report on the homeless count in Auburn taken in January 2010. The Committee also discussed the upcoming Council retreat in September to review changes in Auburn over the last twenty years. Deputy Singer also attended the groundbreaking at the Barrier Free Playground and met with the lobbying team of McBee on the environmental park projects and Project ASCENT. She also attended a Good Eggs meeting with City of Federal Way representatives hosted by King County Councilmember Pete von Reichbauer. Deputy Mayor Singer also reported on the two-day budget workshop attended by the full council.

Councilmember Norman reported on the groundbreaking for Barrier Free Playground which provides play for all children of all abilities. Councilmember Norman expressed her pleasure regarding the timeline for completion of the park. It is anticipated that the park will open mid-June 2010. Councilmember Norman credited the efforts of the fundraising committee, task force, and community participation and support for the quick timeline. A substantial portion of the cost for the playground has been paid for through donations from the community. Councilmember Norman expressed her hopes that the Barrier Free Playground will become the standard rather than the exception for all parks in that they are built for all children of all abilities to play and enjoy.

Mayor Lewis commended the leadership of Councilmember Norman in her efforts regarding the Barrier Free Park. She has been adamant, organized, purposeful and insistent in her efforts.

Councilmember Norman commended City staff efforts with regard to the quality of project.

Councilmember Wagner reported that he attended the Pierce County Regional Council to discuss countywide planning policies and the Puget Sound Regional Council's more stringent monitoring of grant projects. He also attended the Puyallup River Watershed Council to review all projects funded by the Salmon Recovery Board including Auburn's Fenster Park area.

Councilmember Partridge reported that he attended the Suburban Cities Association Networking Dinner to hear Lenox Scott speak regarding legislation, economic conditions, and anticipated future

expectations with the real estate market. He also attended the budget workshop and a meeting with Mayor Lewis with representatives of the Lois Renfro Foundation to discuss the fundamentals of their work in the community and a potential partnership with the Auburn Boys and Girls Club. He also attended the Committee for Law, Safety and Justice meeting at which State Court Administrator Jeff Hall spoke and attendees received a legislative update from Director of Government Affairs Sun Yang.

Councilmember Pelosa reported that he attended the National League of Cities Congress of Cities Conference at which they heard from President Obama's Cabinet members. He met with Secretary of Agriculture Tom Vilsack to discuss potential grants for the Auburn International Farmers Market. Councilmember Pelosa reported that the prescription discount card program sponsored by the National League of Cities and distributed in the City of Auburn has saved 815 Auburn citizens approximately \$26,000 on prescriptions over the last eleven months. Councilmember Pelosa reported on the Climate Action Map related to specialty and sustainable programs. He also attended the King County Water Pollution Abatement Advisory Committee meeting and the Lower Green River Subcommittee meeting.

Councilmember Haugen reported that she attended the Barrier Free Playground groundbreaking.

B. From the Mayor

Mayor Lewis reported that he attended twenty-four regional, county and national committee meetings in the last three weeks. Mayor Lewis thanked staff for their efforts related to the two-day budget workshop. Mayor Lewis spoke regarding grant funding obtained for the City of Auburn primarily due to the efforts of Council, staff and community members.

V. EXECUTIVE SESSION

At 8:51, Mayor Lewis recessed the meeting to executive session for approximately fifteen minutes in order to discuss pending/potential litigation pursuant to RCW 42.30.110(1)(i). Staff members required for the executive session include representatives from the Planning and Development, Public Works, Risk Management, and Legal departments.

At 9:02 Mayor Lewis reconvened the meeting.

VI. CONSENT AGENDA

All matters listed on the Consent Agenda are considered by the City Council to be routine and will be enacted by one motion in the form listed.

A. Minutes

- 1. Minutes of the March 15, 2010 regular City Council meeting.**

B. Vouchers

F4.9.2, F4.9.5

- 1. Claims**

Claims check numbers 393539 through 393954 in the amount of \$2,036,475.03 and one wire transfer in the amount of \$9,147.78 and dated April 5, 2010.

- 2. Payroll**

Payroll check numbers 528615 to 528715 in the amount of \$317,208.91 and electronic deposit transmissions in the amount of \$1,125,951.27 for a grand total of \$1,443,160.18 for the pay period covering March 11, 2010 to March 31, 2010.

C. Contract Administration

- 1. Public Works Consultant Agreement Number AG-C-382**

A3.16.9, O4.10.2 CP0914

City Council grant permission to enter into Consultant Agreement No. AG-C-382 with Parametrix, Inc. for engineering services on Project No. CP0914 – F St SE and 4th St SE Traffic Signal Project.

- 2. Public Works Consultant Agreement Number AG-C-383**

A3.16.9, O4.9.1 CP0638

City Council grant permission to enter into Consultant Agreement No. AG-C-383 with Landau Associates, Inc. for engineering design services for Project No. CP0638, 15th Street NW Culvert Maintenance.

3. Public Works Consultant Agreement Number AG-C-348

A3.16.9, O4.9.1 CP0819

City Council approve Amendment No. 2 to Consultant Agreement No. AG-C-348 with Anchor Qea LLC for Project No. CP0819, Mill Creek Culvert at Peasley Canyon Road South Replacement

Deputy Mayor Singer moved and Councilmember Wagner seconded to approve the consent agenda.

MOTION CARRIED. 6-1. Councilmember Haugen voted no.

VII. UNFINISHED BUSINESS

There was no unfinished business.

VIII. NEW BUSINESS

There was no new business.

IX. ORDINANCES AND RESOLUTIONS

A. Ordinances

1. Ordinance No. 6295

A3.11.12

An Ordinance of the City Council of the City of Auburn, Washington, relating to floodplain management regulations; adopting regulations incorporating federal habitat protection requirements into existing regulations, establishing requirements for a Floodplain Development Permit, updating related provisions of law, and amending Chapters 14.03 and 15.68, and Sections 16.10.010, 16.10.070, 17.04.300, 17.09.050, and 17.14.110 of the Auburn City Code, and creating new Sections 17.04.305, 17.04.335 and 18.70.025 of the Auburn City Code, and repealing Section 17.04.045 of the Auburn City Code connected therewith

Councilmember Norman moved and Councilmember Backus seconded to introduce and adopt Ordinance No. 6295.

Councilmember Norman expressed her gratitude to staff for a job well done with regard to Ordinance No. 6295.

Councilmember Pelosa commended efforts of Auburn citizens who provided input to staff with regard to Ordinance No. 6295.

Councilmember Haugen concurred with statements by Councilmembers Norman and Pelosa.

Mayor Lewis also commended staff and Auburn citizens for their efforts over the last year and a half with regard to Ordinance No. 6295.

MOTION CARRIED UNANIMOUSLY. 7-0.

2. Ordinance No. 6299

F3.22

An Ordinance of the City Council of the City of Auburn, Washington, amending Ordinance No. 6215, the 2009-2010 Biennial Budget Ordinance as amended by Ordinance Nos. 6226, 6246, 6278 and Ordinance No. 6285 authorizing amendment to the City of Auburn 2009-2010 Budget as set forth in Schedule "A"

Councilmember Backus moved and Councilmember Norman seconded to introduce and adopt Ordinance No. 6299.

MOTION CARRIED UNANIMOUSLY. 7-0.

3. Ordinance No. 6300

O1.8

An Ordinance of the City Council of the City of Auburn, Washington, amending Chapter 9.22 of the Auburn City Code relating to controlled substances

Councilmember Backus moved and Councilmember Norman seconded to introduce and adopt Ordinance No. 6300.

MOTION CARRIED UNANIMOUSLY. 7-0.

B. Resolutions

1. Resolution No. 4577

A3.16.6

A Resolution of the City Council of the City of Auburn, Washington, approving and ratifying an updated City of Auburn Flexible Benefits Plan

Councilmember Backus moved and Councilmember Norman seconded to adopt Resolution No. 4577.

MOTION CARRIED UNANIMOUSLY. 7-0.

2. Resolution No. 4578

A3.16.6

A Resolution of the City Council of the City of Auburn, Washington, authorizing the Mayor and City Clerk to execute an Interlocal Agreement establishing joint resource conservation management services for both the City of Auburn and the City of Federal Way

Councilmember Backus moved and Councilmember Norman seconded to adopt Resolution No. 4578.

MOTION CARRIED UNANIMOUSLY. 7-0.

3. Resolution No. 4582

O3.9 V3-09

A Resolution of the City Council of the City of Auburn, Washington, receiving a petition for vacation and setting a public hearing to consider the vacation of right-of-way in the vicinity of 18th Street NE between I Street NE and M Street NE within the City of Auburn, Washington

Councilmember Wagner moved and Councilmember Singer seconded to adopt Resolution No. 4582.

MOTION CARRIED UNANIMOUSLY. 7-0.

4. Resolution No. 4584

O5.1.2, F5.2.20

A Resolution authorizing acceptance of a Salmon Recovery Funding Board Grant in the amount of \$304,103 from the Washington State Recreation and Conservation Office for the second phase of the Fenster Levee setback project

Councilmember Norman moved and Councilmember Backus seconded to adopt Resolution No. 4584.

MOTION CARRIED UNANIMOUSLY. 7-0.

5. Resolution No. 4587

O4.9.1 C207A

A Resolution of the City Council of the City of Auburn, Washington, authorizing the Mayor to execute a Local Agency Supplemental Agreement between the City of Auburn and Washington State Department of Transportation relating to Project No. C207A, A Street NW Extension

Councilmember Wagner moved and Councilmember Singer seconded to adopt Resolution No. 4587.

MOTION CARRIED UNANIMOUSLY. 7-0.

6. Resolution No. 4588

F5.2.20, O5.1.2

A Resolution of the City Council of the City of Auburn, Washington, authorizing the Mayor to cast the City of Auburn vote for Rob Cerqui of the City of Fife to serve as a member of the Board of Commissioners for Pierce Transit for a three year term commencing May 1, 2010, and expiring April 30, 1013

Resolution No. 4588 was removed from the agenda.

X. ADJOURNMENT

There being no further business to come before the Council, the meeting adjourned at 9:11 p.m.

APPROVED THE _____ DAY OF APRIL 2010.

Peter B. Lewis, Mayor

Cathy Richardson, Deputy City Clerk

City Council agendas and minutes are available to the public at the City Clerk's Office, on the City website, and via e-mail. Complete agenda packets are available for review at the City Clerk's Office and at the Library.

Internet: <http://www.auburnwa.gov>